IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL APPLICATION NO.1357 OF 2006
IN
CRIMINAL APPEAL NO.1280 OF 2006

1.Shri Santosh D. Fad
2.Shri Sayaji D. Fad
3.Smt. Sakhubai D. Fad
4.Smt. Manisha S. Fad ...Applicants.

V/s.

The State of Maharashtra ...Respondent.

Shri M.S.Karnik, adv. for the Applicants.
Shri S.R.Shinde, the learned A.P.P. for the Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 16th January, 2007.

P.C.:

1. Heard as above.

2. Applicant nos.1 to 4 were convicted for the offences punishable under Sections 306 and 498(A) read with Section 34 of the Indian Penal Code. Applicant Nos.1 and 2 being husband and his brother were awarded a punishment of R.I. for 7 years with fine and 3 years with fine and applicant nos.3 and 4 being mother-in-law and sister-in-law were awarded a R.I. for lesser periods. They have preferred Criminal Appeal No.1280 of 2006 which is admitted. By this application, the

applicants seek to release on bail pending the final hearing and disposal of the appeal.

3. The applicants were on bail during the trial and there is no allegation of misusing the bail. Further, the judgment of the trial Court reveals that the applicants had taken plea of the accidental fall of the deceased in a well as it had no parapet wall. Taking into consideration these circumstances, I find that it is a fit case to grant bail pending the final hearing and disposal of the appeal.

4. Applicants are granted bail on same terms and conditions as before the trial Court subject to execution of fresh bail bonds and depositing fine amounts.

5. Application stands disposed off.

(J.H.Bhatia,J.)